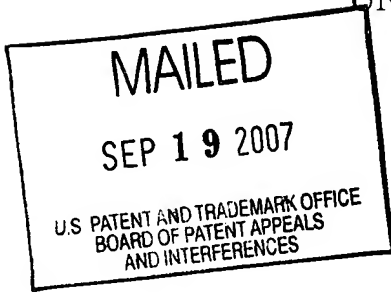


UNITED STATES PATENT AND TRADEMARK OFFICE



---

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

---

Ex parte MICHAEL BANTLIN, WOLFGANG DOLZ  
ROLF SPILGER and CHRISTIAN THOMAS

---

Application No. 10/766,275

---

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

---

This application was received electronically at the Board of Patent Appeals and Interferences on June 12, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below:

The following reference listed under the Evidence Relied Upon section of the Examiner's Answer filed May 1, 2006, is missing from the IFW file.

(Definition of "simultaneous" in Webster's New International Dictionary, 2<sup>nd</sup> Ed. (1939) at page 2558)

Application No. 10/766,275

Accordingly, it is

**ORDERED** that the application is returned to the Examiner to have the reference listed above scanned into the record, and for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By: *Patrick J. Nolan*  
PATRICK J. NOLAN  
Deputy Chief Appeals Administrator  
(571) 272-9797

PJN/gjh

DAVIDSON, DAVIDSON & KAPPEL, LLC  
485 SEVENTH AVENUE, 14<sup>TH</sup> FLOOR  
NEW YORK, NY 10018